

1 BILL NO. S-83-11-54

2 SPECIAL ORDINANCE NO. S-259-83

3 AN ORDINANCE approving Change Order
4 #3 for Resolution #357-82 - Berry
5 and Begue 60" Sewer Repair, with T-G
Excavating, Inc., in connection with
the Board of Public Works.

6 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
7 THE CITY OF FORT WAYNE, INDIANA:

8 SECTION 1. That Change Order #1, Res. #357-82 - Berry
9 and Begue 60" Sewer Repair, with T-G Excavating, Inc., in connec-
10 tion with the Board of Public Works for:

11 Change Order #3, Res. #357-82, Berry and
12 Begue 60" Sewer Repair is a FEMA funded
13 project. Had this project been completed
14 in the original time frame established,
15 there would have been approximately 4-6%
16 destruction of the sheeting as a result
17 of the process of input and removal. This
18 is normally absorbed by the contractor as
a part of the project. Considering the
long time lapse between initiation and
completion, as a result of FEMA regulations,
the percentage destroyed exceeded 60%.
Therefore, we negotiated a contract settle-
ment which is reflected on this change order.
DSR Numbers 047070 and 048151;

19 involving a cost of Twelve Thousand Nine Hundred Fifty-Two and
20 52/100 Dollars (\$12,952.52), all as more particularly set forth in
21 the specifications, and which is on file with the Office of the
22 Board of Public Works, and is by reference incorporated herein,
23 made a part hereof, and is hereby in all things ratified, con-
24 firmed and approved.

25 SECTION 2. That this Ordinance shall be in full force
26 and effect from and after its passage and any and all necessary
27 approval by the Mayor.

28 
29 Councilmember

30 APPROVED AS TO FORM
31 AND LEGALITY

32 
Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Screego, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 11-22-83

Sandra E. Kennedy
CITY CLERK

Read the third time in full and on motion by Screego, seconded by Dir. Quate, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCRUGGS</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 12-13-83

Sandra E. Kennedy
- CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (~~GENERAL~~) (~~ANNEXATION~~) (SPECIAL)

(~~APPROPRIATION~~) ORDINANCE (RESOLUTION) NO. 1-259-83

on the 13th day of December, 19 83.

ATTEST:

(SEAL)

Sandra E. Kennedy
CITY CLERK

Ray A. E. E. E.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of December, 19 83, at the hour of 11:00 o'clock P. M., E.S.T.

Sandra E. Kennedy
CITY CLERK

Approved and signed by me this 15th day of December, 19 83, at the hour of 3 o'clock P. M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

13-218-19
11/9/83

CHANGE ORDER

Change Order No. 3
Project No. DSR 047070 and #048151
Name of Project: Berry/Begue 60" Sewer Repair

Resolution No. 357-82
Board Order No. 27-82
Date: _____

To: T-G Excavating, Inc.
(Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change	Unit Price	Change in Contract Price	
		Description		Decrease	Increase
1	ea	Project Time Extension from			
		07 October 1982 until October			
		1983			
1	LS	Sheeting	LS		12,952.52
Total Decrease					
Total Increase					12,952.52
Net (Decrease) (Increase)					12,952.52
Contract Price					12,952.52

The sum of \$ 12,952.52 is hereby (added to) ~~(deducted from)~~ the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price	\$ <u>230,859.20</u>
Current Contract Price Adjusted by Previous Change Order	\$ <u>293,901.90</u>
New Contract Price including this Change Order	\$ <u>306,854.42</u>

The time provided for completion in the contract for this project is ~~(unchanged)~~ (increased) ~~(decreased)~~ by 270 calendar days due to this Change Order. The date for completion of all work shall be July, 1984. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: Cyphus Enley Chief Engineer Date 11/4/83
Accepted by: Thomas M. Stockamp Pres. Contractor Date 10/18/83
Approved by: Bob Bell City Engineer Date 11/7/83
Approved by: Jack Valera Jr. Owner Date 11-9-83
Attested by: Helen O. Gochenaw Clerk Date 11-9-83

13-218-19
11/19/85

Change Order No. 3
Resolution No. 357-82
Board Order No. 27-82

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: _____

See Attached Justification

2. Will proposed change alter size of the project? Yes _____ No x _____

If yes, explain

3. Affect on operation and maintenance cost of this project:

N/A

Thomas J. Pellerin

JUSTIFICATION FOR CHANGE ORDER NO. 3Berry/Begue 60" Sewer RepairDSR's 047070 and 048151Resolution 357-82 - B.O. 27-82

This is a FEMA funded project; therefore a step by step process of determining the amount of damage to subject sewer was required. This project was intended to be completed within 120 days; however, due to the FEMA restrictions, we were ordered to implement the project in the aforesaid step by step process, where we would make a limited repair and FEMA would be called in to make an investigation for further repairs. During the course of this procedure, the project was extended approximately 9 months beyond the original contract date. As the sanitary sewer that was repaired, is approximately 48 VF in the ground, it was necessary to have special order heavy duty sheeting to complete the project. Due to these unique characteristics this type of sheeting is normally rented by local contractors for projects such as this.

During the process of removal, a large percentage of said sheeting was destroyed due to the "pinching action of the soils," that occurred as a result of the time delay.

Had this project been completed in the original time frame established, there would have been approximately 4-6% destruction of the sheeting as a result of the process of input and removal. This is normally absorbed by the contractor as a part of the project.

Considering the long time lapse between initiation and completion, as a result of FEMA regulations, the percentage destroyed exceeded 60%. Therefore, we negotiated a contact settlement which is reflected on this change order.

BILL NO. S-83-11-54

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN
ORDINANCE approving Change Order #3 for Resolution #357-82 -
Berry and Begue 60" Sewer Repair, with T-G Excavating, Inc., in
connection with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

VICTURE L. SCRUGGS, CHAIRMAN

Victore Scruggs

SAMUEL J. TALARICO, VICE CHAIRMAN

Samuel J. Talarico

DONALD J. SCHMIDT

D Schmidt

MARK E. GIAQUINTA

Mark Giaquinta

PAUL M. BURNS

Paul M Burns

*Concurred
12-13-83*

TITLE OF ORDINANCE C. O. #3 for Res. #357-82, Berry & Begue 60" Sewer Repair

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SYNOPSIS OF ORDINANCE C. O. #3, Res. #357-82, Berry & Begue 60" Sewer Repair is a FEMA funded project. Had this project been completed in the original time frame established, there would have been approx 4-6% destruction of the sheeting as a result of the process of input and removal. This is normally absorbed by the contractor as a part of the project. Considering the long time lapse between initiation and completion, as a result of REMA regulations, the percentage destroyed exceeded 60%. Therefore, we negotiated a contact settlement which is reflected on this change order. DSR Numbers 047070 & 048151. T-G Excavating, Inc. is the contractor.

EFFECT OF PASSAGE To facilitate completion of project.

EFFECT OF NON-PASSAGE

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$12,952.52

ASSIGNED TO COMMITTEE